GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Endowments Department – TTD – Appeals –Sri B.Dhanka Naik, Office Subordinate, Sugali Tanda Mudireddypalle tanda, mudireddypalle, Thippireddypalle, Mydukur mandal, Cuddapah District, A.P - Disciplinary proceedings instituted - Punishment of "Deemed to have been resigned from service"" - Appeal filed – revision petition filed u/s 121 of Act 30/1987 before the Government – Allowed – punishment orders set aside and absence period regularized as Medical leave - orders– Issued.

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REVENUE (VIGILANCE.VII) DEPARTMENT

G.O.RT.No. 155 Dated: 25-02-2025

Read the following:

1. Proceedings Roc.No.DA57252/AEO(Enq)/2015, Dt.29.08.2015.
2. Appeal petition dt:24.11.2015 filed by Sri B.Dhanka Naik, the then Office Sub Ordinate, 0/o Assistant Executive Officer(R-1),TTD,Tirumala.
3. Proceedings in Roc.No.B2/15630/2015, Dt:02-02-2019 of the E.O, T.T.Devasthanams.
4. Appeal petition U/s 120(ii) of Act 30/1987 filed by Sri B.DhankaNaik, the then Office Sub Ordinate, 0/o Assistant ExecutiveOfficer(R-1),TTD, Tirumala received in Govt on 04.08.2020.
5. Govt.Memo.No.REV01-ENDW/81/2021-VIG-IV, Revenue (Vig.IV) Dept, Dt:01.09.2021
6. Revision Petition dt:01.12.2023 filed U/s 121 of Act 30/1987 by Sri B.Dhanka Naik, the then Office Sub Ordinate, 0/o Assistant Executive Officer(R-1),TTD, Tirumala.

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ORDER:

Whereas, in the reference 1st read above Sri B.Dhanka Naik, the then Office Sub Ordinate, GIS No.14120, O/o Assistant Executive Officer(R-1),TTD, Tirumala, was awarded with "Deemed to have been Resigned from Service" on the charge of his unauthorized absent to his duties from 02.12.2011 to 11.06.2015 exceeded more than three years.

2. Aggrieved by the above orders Sri B.Dhanka Naik, the then Office Sub Ordinate, in the reference 2nd cited above, has filed an appeal before the TTD Board under Section 120(i) of Act of 30/87 within the stipulated time stating that during the period he worked at RO-I Office, Tirumala he was severely attacked with illness of Tuberculosis and unable to make even a phone call and absent to his duties from 02.12.2011 to

11.06.2015 and he has taken treatment for the same. He has prayed that on the grounds of physical disability caused due to the said ailment, reinstate him into TTD service, regularise his absence period as Medical Leave and to pass such other order or orders as deem fit and proper in the circumstances of the case. The Sub- Committee on Appeals after perusing the appeal petition of the individual has opined that no interference needed and appeal may be dismissed. The TTD board accepted the above recommendations of the Sub-Committee on appeals and disposed of the appeal petition accordingly in the reference 3rd read above.

3. Aggrieved by the above orders, Sri B.Dhanka Naik, the then Office Sub Ordinate, 0/o Assistant Executive Officer(R-1),TTD, Tirumala, in the reference 4th read above, has filed an appeal u/s 120(ii) of Act 30/87, before Government to regularize his absence period as Medical leave by setting aside the orders of the E.O., TTD, Tirupati and the chairman of TTD Board Tirupati vide proceedings Roc.No.B2/15630/2015, dated.02.02.2019. After careful examination of the appeal petition, Government have observed that as the charge is proved in the regular enquiry and the ground put forth by the appellant are not convincing and decided that no interference of the Govt is required. Accordingly, in the reference 5th read above, the appeal petition has been rejected.

4. And whereas, in the reference 6th read above, Sri B.Dhanka Naik, the then Office Sub Ordinate, 0/o Assistant Executive Officer(R-1),TTD, Tirumala has file a revision petition before the Government reiterating his earlier grievance and also stated that the case of the appellant ought to have been referred to TTD Medical Board as per existing practice and ought to have obtained the recommendations of TTD Medical Board and ought to have disposed the case of the appellant basing on the medical board recommendations, but the respondent declared the appellant as deemed to have been resigned from TTD Service prematurely and thereby rendered great injustice to the appellant rendering deficiency of service. Therefore, he has prayed to consider to set aside the punishment and his case may be permitted to be considered as compulsory retirement duly providing the pensionary benefits and regularise the intervening period from 02.12.2011 to 31.07.2023 i.e., date of retirement as leave for which he is eligible, since he has rendered 22 years of service in the feet of lord Sri Venkateswara Swamy TTD and to lead his remaining life peacefully.

5. The competent revision authority conducted a personal hearing on 19-12-2024.During the hearing, it was observed that the individual was not in a condition to walk and had to be physically carried into the chambers by his family members. Neither the individual nor his family members were aware of the procedural requirement to inform the authorities about his illness and absence. Additionally, the concerned department in TTD failed to monitor and report the individual's prolonged absence to the higher authorities. As there was a lapse on both sides, the Government has

decided to allow the revision petition, setting aside the orders of the Executive Officer, TTD, and the Trust Board. The period of his absence from 02-12-2011 to 11-06-2015 shall be treated as medical leave.

6. After careful examination of the matter, the Government hereby allows the revision petition of Sri B. Dhanka Naik, the then Office Subordinate, O/o Assistant Executive Officer (R-1), TTD, Tirumala. The punishment order of "Deemed to have been Resigned from Service" is set aside on humanitarian grounds, in relaxation of Rule 5-B of the Andhra Pradesh Leave Rules as a special case. Consequently, the absence period of Sri B. Dhanka Naik, Office Subordinate from duty between 02-12-2011 to 11-06-2015 is treated as medical leave instead of unauthorized absence.

7. The Executive Officer, Tirumala Tirupathi Devasthanams, Tirupati shall take necessary further action accordingly.

(BY ORDER ANDIN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.VINAY CHAND
SECRETARY TO GOVERNMENT

To
Sri B.Dhanka Naik, the then Office Sub Ordinate, O/o Assistant Executive Officer(R-1), TTD, Tirumala *through* the Executive Officer, Tirumala Tirupathi Devasthanams, Tirupati.
The Executive Officer, Tirumala TirupathiDevasthanams, Tirupati.
Copy to:
The Director of Treasuries & Accounts, NidhiBhavan, Mangalagiri
The Pay & Accounts Officer, NidhiBhavan, Mangalagiri,
The Accountant General, A.P., Vijayawada
The P.S to Hon'ble Minister for Endowments,
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER